IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO. 1981 OF 2004

Mr. Gurucharan Singh N. Arora ...Petitioner.

V/s

State of Maharashtra & ors. ...Respondents.

None for the petitioner.
Mr. A.S. Shitole, APP for the State.

CORAM: V.M.KANADE,J.

DATE: 20th April, 2005

P.C.:

1. None for the petitioner.

2. Petitioner is appearing in person. From time to time, notice was issued to the petitioner informing him the next date of hearing. In spite of the receipt of the said notice, petitioner has not appeared. Thereafter, petitioner appeared on 10/1/2005 and prayed for two weeks' time. Thereafter, again notice was issued to him, stating that the matter would appear on Board. In spite of that the petitioner has not remained present. No interim order has been passed in the present case.

3. Petitioner is challenging the order of the Additional Chief Metropolitan Magistrate dated 16/7/2004. He was pleased to issue the process.

Against the said order, the petitioner had preferred application for recalling the process. However, the Metropolitan Magistrate was pleased to reject the said application by order dated 16/7/2004.

4. Petitioner has filed this petition under Article 227 of the Constitution of India and under section 482 of the Criminal Procedure Code for quashing the order of issuance of process and the complaint filed by the complainant. It appears that the petitioner is no longer interested in pursuing this petition. A complaint was filed by the respondent No.3 in 1997 vide Case No.790/S/97 which was subsequently renumbered. It appears that the complaint may itself have been disposed of and, therefore, petitioner is not interested in pursuing the case. Hence, the petition is dismissed for want of prosecution.

V.M. KANADE, J.